

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JAMES DIAZ,

Movant,

-against-

UNITED STATES OF AMERICA,

Respondent.

1:20-CV-8541 (WHP)

1:17-CR-0021-02 (WHP)

ORDER TO ANSWER, 28 U.S.C. § 2255

WILLIAM H. PAULEY III, United States District Judge:

The Court, having concluded that the motion brought under 28 U.S.C. § 2255 should not be summarily denied as being without merit, hereby ORDERS that:

The Clerk of Court shall electronically notify the Criminal Division of the U.S. Attorney's Office for the Southern District of New York that this order has been issued.

Within sixty days of the date of this order, the U.S. Attorney's Office shall file an answer or other pleading in response to the motion. Movant shall have thirty days from the date on which Movant is served with Respondent's answer to file a response. Absent further order, the motion will be considered fully submitted as of that date.

All further papers filed or submitted for filing must include the criminal docket number and will be docketed in the criminal case. A copy of this order will be mailed by Chambers to the movant.

SO ORDERED.

Dated: October 20, 2020
New York, New York

SO ORDERED:


WILLIAM H. PAULEY III
U.S.D.J.